


**DELEGATION OF AUTHORITY
FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT (FIFRA)**

Issuance of Stop Sale, Use or Removal Orders

1. **AUTHORITY.** To issue stop sale, use, or removal orders as provided in the Federal Insecticide, Fungicide and Rodenticide Act, including Section 13(a), whenever there is reason to believe on the basis of inspection or tests that a pesticide or device is in violation of any provision of FIFRA, or that such pesticide or device has been or is intended to be distributed or sold in violation of any such provisions, or when the registration of the pesticide has been cancelled by a final order or has been suspended.
2. **TO WHOM REDELEGATED.** To the Director, Enforcement and Compliance Assurance Division, or equivalent.
3. **LIMITATIONS.**
 - a. The division director may exercise the above authority against persons in their region. The division director may also exercise the above authority against persons in another region after consulting with that region.
 - b. The division director must obtain the advance concurrence of the regional counsel, or equivalent, on the legal sufficiency of the action before exercising this authority. The regional counsel, or equivalent, may waive concurrence in writing.
 - c. The AA for OECA must notify any affected division director before exercising any of the above authorities, however, a division director may waive this notification requirement.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to section chief level, and no further.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **SUPERSESSION.** This delegation supersedes R10 5-12 (04/21/2017) and any other delegation of the same authority.
6. **ADDITIONAL REFERENCES.**
 - a. Chapter 5 delegation entitled "Civil Judicial Enforcement Actions" and "Emergency Temporary Restraining Orders" for seizure and related authority under Sections 13(b)-(d).
 - b. EPA Delegation 5-12.

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Date


Chris Hladick
Regional Administrator